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ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION
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2 **WILLIAM A. MUNDELL**
3 **CHAIRMAN**
4 **JIM IRVIN**
5 **COMMISSIONER**
6 **MARC SPITZER**
7 **COMMISSIONER**

8 IN THE MATTER OF THE APPLICATION OF
9 KMC DATA, LLC, FOR A CERTIFICATE OF
10 CONVENIENCE AND NECESSITY TO
11 PROVIDE COMPETITIVE FACILITIES-
12 BASED AND RESOLD LOCAL EXCHANGE
13 AND RESOLD INTEREXCHANGE
14 TELECOMMUNICATIONS SERVICES IN THE
15 STATE OF ARIZONA AND PETITION FOR
16 COMPETITIVE CLASSIFICATION OF
17 PROPOSED SERVICES

Docket No. T-04014A-01-0340

**NOTICE OF FILING OF AFFIDAVIT
OF PUBLICATION**

12 Please take notice that KMC Data, LLC is filing the Affidavit of Publication
13 from the Arizona Republic to verify that public notice was published regarding the above-
14 referenced application on the date indicated in the affidavit.

15 Dated: October 30, 2001.

Respectfully submitted,

KMC DATA, LLC

By

Michael W. Patten
ROSHKA HEYMAN & DEWULF, P.L.C.
One Arizona Center
400 East Van Buren Street, Suite 800
Phoenix, Arizona 85004
Telephone: (602) 256-6100
Facsimile: (602) 256-6800

Arizona Corporation Commission

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OCT 30 2001

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Genny Morelli.
Eric D. Jenkins
Kelley Drye & Warren LLP
1200 19th Street, N.W., Suite 500
Washington, D.C. 20036
Telephone: (202) 955-9600
Facsimile: (202) 955-9792

ORIGINAL and TEN (10) COPIES of the
foregoing filed October 30, 2001, with:

Docket Control
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007



1722 KMC DATA TELCOM

NOTICE OF APPLICATION BY KMC DATA, L.L.C. FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE COMPETITIVE FACILITIES-BASED AND RESOLD LOCAL EXCHANGE AND RESOLD INTEREXCHANGE TELECOMMUNICATIONS SERVICES AND RESOLD INTEREXCHANGE TELECOMMUNICATIONS SERVICES

KMC Data, L.L.C. ("Applicant") has filed with the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("Certificate") to provide competitive facilities-based and resold local exchange telecommunications services and resold interexchange telecommunications services in the State of Arizona. Applicant will be required by the Commission to provide this service under the rates and charges and terms and conditions established by the Commission.

The application, report of the Commission's Utilities Division Staff, and any written exceptions to the staff report prepared by the applicant are available for inspection during regular business hours at the offices of the Commission located at 1200 West Washington Street, Phoenix, Arizona 85007, and of the Applicant, 1735 North Brown Road, Lawrenceville, Georgia 30043.

Under appropriate circumstances interested parties may intervene in the proceedings and participate as a party. You may have the right to intervene in the proceeding, or may make a statement to the record. Intervention shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or within twenty (20) days of the date of this notice. Persons desiring to intervene must file a written motion to intervene with the Commission and send such motion to the Company or its counsel, and to all parties of the record, and which, at the minimum shall contain the following:

1. The name, address and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of the company, a shareholder of the company, a competitor, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Company or its counsel, and to all parties of record in the case.

A.A.C. R14-3-105 shall govern the granting of motions to intervene. The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and making a statement on their own behalf.

If you have any comments mail them to:

The Arizona Corporation Commission, Attention Docket Control Center, Re: KMC Data, L.L.C. Docket No. 1-04014A-01-0340, 1200 West Washington Street, Phoenix, Arizona 85007.

All written comments should be received on or within twenty (20) days of the date of this notice.

If you have any questions about this application, or want information on intervention, you may contact the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request reasonable accommodations such as sign language interpreter, as well as request this document in an alternative format, by contacting Shelly Hood, ADA Coordinator, voice phone number (602) 542-3931, E-Mail: shood@cc.state.az.us. Requests should be made as early as possible to allow time to arrange the accommodation. 1722-October 18, 2001

THE ARIZONA REPUBLIC

STATE OF ARIZONA }
COUNTY OF MARICOPA } SS.

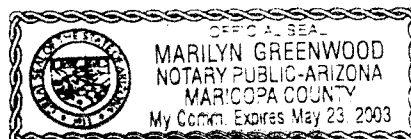
TOM BIANCO, being first duly sworn, upon oath deposes and says: That he is the legal advertising manager of the Arizona Business Gazette, a newspaper of general circulation in the county of Maricopa, State of Arizona, published at Phoenix, Arizona, by Phoenix Newspapers Inc., which also publishes The Arizona Republic, and that the copy hereto attached is a true copy of the advertisement published in the said paper on the dates as indicated.

The Arizona Republic

OCTOBER 18, 2001

[Signature]

Sworn to before me this
18TH day of
October A.D. 2001



[Signature]
Notary Public